

EXHIBIT 4

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

JACK REESE, FRANCES ELAINE
PIDDE, JAMES CICHANOFSKY, ROGER
MILLER, and GEORGE NOWLIN,

Plaintiffs,

v.

CNH GLOBAL N.V. and CNH AMERICA
LLC,

Defendants.

Case 2:04-cv-70592-PJD-PJK

Hon. Patrick J. Duggan, U.S.D.J.

Hon. Paul J. Komives, U.S. Mag. J.

DECLARATION OF JOSHUA DAVID ROGACZEWSKI

I, Joshua David Rogaczewski, hereby declare as follows:

1. I am an attorney with the law firm of McDermott Will & Emery LLP, and am one of the counsel to CNH Global N.V. and CNH America LLC in this matter.

2. On March 20, 2013, I telephoned Darcie Brault, one of Plaintiffs' attorneys, regarding the fifty-one interrogatories Plaintiffs served on CNH Global and CNH America. I was unable to reach Ms. Brault, but I left a telephone message stating that CNH Global and CNH America were prepared to identify the twenty-five interrogatories to which they would respond and asking if Plaintiffs were willing to forego any of the remaining twenty-six interrogatories to avoid motions practice.

3. The following afternoon, Ms. Brault left me a telephone message restating Plaintiffs' position that they wanted responses to each of their interrogatories and promising to file a motion seeking leave to serve more than twenty-five interrogatories.

Pursuant to 28 U.S.C. § 1746 (2006), I declare under penalty of perjury that the foregoing is true and correct. Executed on April 7, 2013.


Joshua David Rogaczewski